

STATE • INDIANA



INDIANA UTILITY REGULATORY COMMISSION
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IN THE MATTER OF THE PETITION OF)
ACN COMMUNICATIONS SERVICES INC.)
FOR A CERTIFICATE OF TERRITORIAL)
AUTHORITY TO PROVIDE FACILITIES-)
BASED AND RESOLD LOCAL EXCHANGE)
TELECOMMUNICATIONS SERVICES)
INCLUDING CALLER ID SERVICES)
THROUGHOUT THE STATE OF INDIANA)
AND FOR AN ORDER REQUESTING THE)
COMMISSION DECLINE TO EXERCISE)
ITS JURISDICTION PURSUANT TO I.C.)
SEC. 8-1-2.6)

FILED

AUG 12 2003

INDIANA UTILITY
REGULATORY COMMISSION

CAUSE NO. 42479

You are hereby notified that on this date, the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

On July 2, 2003, ACN Communications Services, Inc. ("Petitioner") filed a *Motion for Protection of Confidential and Proprietary Information* ("Motion") in this Cause. On July 18, 2003, the Presiding Officer issued a docket entry in this Cause, requiring Petitioner to further describe the confidential nature of the documents at issue. On August 8, 2003, Petitioner, by its Vice President Daniel Crowley, filed its *Affidavit in Support of Trade Secret Exemption* ("Affidavit"). Petitioner's Affidavit states that the financial documents requested to be exempt from disclosure are "not generally available to those inside the Company without a specific need-to-know," are kept in a secure location and kept confidential, and have not previously been released as a public document.

The Presiding Officer, having reviewed the information contained in the Petitioner's Motion and Affidavit, finds that there is a sufficient basis for a preliminary finding that confidential procedures are appropriate and should be followed concerning the Confidential Information to be submitted in this Cause. Accordingly, the Petitioner shall *hand deliver to the Presiding Administrative Law Judge*, a single sealed copy of Confidential Information that includes the Cause No. and is marked as CONFIDENTIAL, and such information shall be treated as confidential on a preliminary basis in accordance with IC § 5-14-3-4.

IT IS SO ORDERED.

Lorraine Hitz-Bradley
Lorraine Hitz-Bradley, Administrative Law Judge

Date: August 12, 2003

Nancy E. Manley
Nancy E. Manley, Secretary to the Commission